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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/940,107	08/27/2001	Brian L. Klosterman	ST/037 CONT 2.	4286
7590	05/24/2004		EXAMINER	
Alexander Shvarts Fish & Neave 1251 Avenue of the Americas New York, NY 10020-1105			FAILE, ANDREW I	
			ART UNIT	PAPER NUMBER
			2611	
DATE MAILED: 05/24/2004				

#6

Please find below and/or attached an Office communication concerning this application or proceeding.



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Paper No. 6

Alexander Shvarts
Fish & Neave
1251 Avenue of the Americas
New York NY 10020-1105

In re Application of)
Klosterman, et al.)
Application No. 09/940,107)
Filed: August 27, 2001)
For: **SYSTEMS AND METHODS FOR**)
REPLACING TELEVISION SIGNALS)

**NOTIFICATION OF
IDENTIFICATION OF PRIOR
ART IN LATE PROTEST UNDER 37
C.F.R. § 1.291(a)**

The protest filed May 3, 2004, is a proper citation under 37 C.F.R. §1.291(a); however it was filed after the July 11, 2002 publication date of the application.

Because the protest was filed after publication of the application it is not being entered in the application file. The original protest is enclosed with this letter and the duplicate copy submitted by the protestor is being destroyed in accordance with MPEP § 1901.06, Protest Filed After Allowance Or The Publication Of The Application.

If appropriate, Applicant may wish to consider submitting prior art from the protest pursuant to 37 C.F.R. §1.97 and 37 C.F.R. §1.56 during the prosecution of the application.

The protest did not satisfy the requirements pursuant to 37 C.F.R. §1.99 for failure to provide copies of the references and failure to pay the appropriate fee.


Dwayne D. Bost
Special Programs Examiner
Technology Center 2600
Communications

Enc: Protest (4 pages)